

House File 2136 - Introduced

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BY T. OLSON

A BILL FOR

1 An Act regulating the practice of chronic interventional pain
2 medicine and providing penalties.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 148F.1 Definitions.

2 As used in this chapter, unless the context otherwise
3 requires:

4 1. "*Chronic interventional pain medicine*" means the diagnosis
5 and treatment of pain-related disorders primarily with the
6 application of interventional techniques in managing subacute,
7 chronic, persistent, and intractable pain.

8 2. "*Fluoroscope*" means a radiologic instrument equipped with
9 a fluorescent screen on which opaque internal structures can
10 be viewed as moving shadow images formed by the differential
11 transmission of X rays throughout the body.

12 3. "*Interventional techniques*" means percutaneous needle
13 placement through which drugs are then placed in targeted
14 areas, nerves are ablated, or certain surgical procedures
15 involving injection of steroids, analgesics, or anesthetics are
16 performed. "*Interventional techniques*" include the following:

17 a. Lumbar, thoracic, and cervical spine injections,
18 intra-articular injection, intrathecal injections, and epidural
19 injections, both interlaminar and transforaminal.

20 b. Facet injections.

21 c. Discography.

22 d. Nerve destruction.

23 e. Occipital nerve blocks.

24 f. Cervical, thoracic, or lumbar sympathetic blocks.

25 g. Intradiscal electrothermal therapy.

26 h. Spinal cord stimulation or peripheral nerve stimulation.

27 i. Intrathecal pump placement.

28 j. Ablation of targeted nerves.

29 k. Vertebroplasty.

30 l. Kyphoplasty.

31 m. Utilization of fluoroscopy, computerized tomography,
32 or ultrasound to assess the cause or location of a patient's
33 chronic pain or as a means of accurately directing needles,
34 catheters, or electrodes as part of a therapeutic modality for
35 chronic pain treatment.

1 Sec. 2. NEW SECTION. **148F.2 Prohibited practices —**
2 **penalties.**

3 A person shall not practice or offer to practice chronic
4 interventional pain medicine in this state unless such person
5 has been duly licensed under the provisions of chapter 148 to
6 engage in the practice of medicine and surgery or osteopathic
7 medicine and surgery, chapter 149 to engage in the practice
8 of podiatry, or chapter 153 to engage in the practice of
9 dentistry. Any person who violates this section commits
10 a serious misdemeanor, as provided in section 147.86, and
11 is subject to the injunction, punishment, and enforcement
12 provisions set forth in chapter 147.

13 Sec. 3. NEW SECTION. **148F.3 Rulemaking and interpretive**
14 **authority.**

15 1. The board of medicine, the board of podiatry, and the
16 dental board may each adopt rules, in consultation with the
17 other two boards, as necessary to implement this chapter.

18 2. The board of medicine, the board of podiatry, and the
19 dental board may each interpret this chapter as necessary to
20 apply these provisions to each licensed profession.

21 EXPLANATION

22 This bill specifically defines the practice of chronic
23 interventional pain medicine and the techniques used in that
24 practice. The bill limits the practice of interventional pain
25 medicine to licensed physicians, podiatrists, or dentists.

26 A violation of the bill is a serious misdemeanor. A serious
27 misdemeanor is punishable by a fine of at least \$315 but not to
28 exceed \$1,875 and imprisonment not to exceed one year.

29 The bill authorizes each board to adopt rules, in
30 consultation with each other, and to interpret the provisions
31 of the bill.